



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/892,185	06/26/2001	Brett O. Hall		1737

7590

09/16/2003

Brett O Hall
4206 Lazy Creek Drive
Marietta, GA 30066

EXAMINER

GIBSON, ERIC M

ART UNIT	PAPER NUMBER
----------	--------------

3661

DATE MAILED: 09/16/2003

Please find below and/or attached an Office communication concerning this application or proceeding.

**UNITED STATES DEPARTMENT OF COMMERCE****U.S. Patent and Trademark Office**

Address: COMMISSIONER FOR PATENTS

P.O. Box 1450

Alexandria, Virginia 22313-1450

APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
---------------------------------	-------------	---	---------------------

EXAMINER

ART UNIT	PAPER
----------	-------

23

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner for Patents

See attached Notice of Non-Responsive Amendment.

NOTICE OF NON-RESPONSIVE AMENDMENT

Response to Amendment

The Examiner has considered the Applicant's arguments accompanying the amendment filed 6/24/2003 (Paper No. 22) and agrees that the amendments would place the application in condition for allowance, pending a proper responsive amendment correcting the matters outlined below.

The reply filed on 6/24/2003 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s):

The following formal matters concerning reissue:

(1) A supplemental oath/declaration in accordance with 37 CFR § 1.175(a)(2) stating that "All errors which are being corrected in the present reissue application up to the time of filing of this declaration arose without any deceptive intention on the part of the applicant" is required before the case can be allowed. See also MPEP § 1414.

(2) A final amendment to the claims according to 37 CFR § 1.173(d), wherein the deletions from the original patent claims are shown by brackets (i.e. "[...]") and additions, including the entirety of newly added claims, are shown by underlining, is required.

*****NOTE:** For the purposes of the final amendment to the claims, the applicant should NOT use the same method of double underlining and bracketing used in the reply filed 6/24/2003. This final amendment should ONLY contain brackets indicating deleted limitations from the originally patented claims and underlining indicating added limitations from the originally patented claims.***

(3) Newly added claim 30 should read --said parameter--, not "said parameters".

Art Unit: 3661

(4) The original patent, or a statement as to loss or inaccessibility of the original patent, must be received before this reissue application can be allowed. See 37 CFR 1.178. Direct this correspondence to the same address as all other correspondence with the Office.

See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Eric M Gibson whose telephone number is (703) 306-4545. The examiner can normally be reached on M-F.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, William Cuchlinski can be reached on (703) 308-3873. The fax phone number for the organization where this application or proceeding is assigned is (703) 872-9306.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 308-1113.

EMG


MICHAEL J. ZANELLI
PRIMARY EXAMINER